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Attorneys for Plaintiff, BRIGHTHOUSE LIFE INSURANCE COMPANY, AND
BRIGHTHOUSE SECURITIES, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BRIGHTHOUSE LIFE INSURANCE
COMPANY; and BRIGHTHOUSE
SECURITIES, LLC,

Plaintiffs,

v.

GEORGE SCHMIDT, JR.; and
LINCOLN FINANCIAL ADVISORS
CORPORATION,

Defendants.

CASE NO.: 2:21-cv-01078-JCM-VCF

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
PLAINTIFFS TO RESPOND TO
DEFENDANT LINCOLN
FINANCIAL ADVISORS
CORPORATION'S MOTION TO
DISMISS**

(Third Request)

COMES NOW, the parties, by and through their undersigned counsel,
hereby stipulate and agree that the deadline for Plaintiffs, Brighthouse Life
Insurance Company and Brighthouse Securities, LLC ("Plaintiffs"), to respond to
Defendant Lincoln Financial Advisors Corporation's Motion to Dismiss [Doc. 20]
shall be extended to and including February 4, 2022. This is an additional
extension from the last request for an extension through January 28, 2022

submitted by the parties [Doc. 24]. Plaintiffs request this additional one-week extension in order to secure a Declaration from a necessary company witness who is presently unavailable due to out of office travel and inability to review the necessary documents and sign the Declaration. The witness will be prepared to review and execute the necessary Declaration for filing in conjunction with Plaintiffs' Opposition to the Motion to Dismiss by the requested February 4, 2022 deadline.

DATED: January 24, 2022

DATED: January 24, 2022

SKANE MILLS LLP

McDONALD CARANO LLP

/s/ Sarai L. Thornton

/s/ Jeff Silvestri

Elizabeth A. Skane, Esq. (#7181)
Sarai L. Thornton, Esq. (#11067)
1120 Town Center Drive
Suite 200
Las Vegas, Nevada 89144

Jeff Silvestri, Esq. (#5779)
Tara U. Teegarden, Esq. (#15344)
2300 W. Sahara Avenue
Suite 1200
Las Vegas, Nevada 89102

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

DATED: January 26, 2022

Office: (212) 971-3175
Fax: 212-971-3176

From: Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>
Sent: Friday, January 21, 2022 5:44 PM
To: Aimee Creed <acreed@darcomb.com>
Cc: Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Shaffner, Paula <PShaffner@STRADLEY.COM>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: RE: Collins - LFA Motion to Dismiss

Yes it is. Thanks

Jeff Silvestri | Partner

McDONALD CARANO

D: 702.257.4521 | C: 702.338.6387
E: jsilvestri@mcdonaldcarano.com

From: Aimee Creed <acreed@darcomb.com>
Sent: Friday, January 21, 2022 2:33 PM
To: Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>
Cc: Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Shaffner, Paula <PShaffner@STRADLEY.COM>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>; Aimee Creed <acreed@darcomb.com>
Subject: RE: Collins - LFA Motion to Dismiss

Hi Jeff – Ok to sign on your behalf? Thanks.

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Shaffner, Paula <PShaffner@STRADLEY.COM>
Sent: Thursday, January 20, 2022 1:32 PM
To: Aimee Creed <acreed@darcomb.com>
Cc: Jeff Silvestri <jsilvestri@mcdonaldcarano.com>; Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: Re: Collins - LFA Motion to Dismiss

This is fine.

Sent from my iPhone

On Jan 20, 2022, at 11:12 AM, Aimee Creed <acreed@dacambal.com> wrote:

Stipulation attached. Please let me know if it meets with your approval. Thanks again.

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Aimee Creed
Sent: Thursday, January 20, 2022 10:33 AM
To: 'Shaffner, Paula' <PShaffner@STRADLEY.COM>
Cc: Jeff Silvestri <jsilvestri@mcdonaldcarano.com>; Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>; Aimee Creed <acreed@dacambal.com>
Subject: RE: Collins - LFA Motion to Dismiss

Thank you. I will prepare a consent motion.

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Shaffner, Paula <PShaffner@STRADLEY.COM>
Sent: Thursday, January 20, 2022 10:29 AM
To: Aimee Creed <acreed@dacambal.com>
Cc: Jeff Silvestri <jsilvestri@mcdonaldcarano.com>; Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: Re: Collins - LFA Motion to Dismiss

A further extension is fine with us.

Sent from my iPhone

On Jan 19, 2022, at 8:28 PM, Aimee Creed <acreed@dacambal.com> wrote:

Dear Paula and Jeff –

Thank you again for your professional courtesy as we navigated through these past few difficult weeks. Would you be amenable to a one-week further extension of our response deadline, to February 4? We have a company witness

that needs to sign a declaration but is out of town in the North Dakota mountains this week and next week. Otherwise, we will be prepared to file and do not plan to ask for any further extensions.

Thank you,
Aimee

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>
Sent: Thursday, January 6, 2022 12:32 PM
To: Shaffner, Paula <PShaffner@STRADLEY.COM>; Aimee Creed <acreed@darcomb.com>
Cc: Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: RE: Collins - LFA Motion to Dismiss

Hi Aimee –

Since Paula has approved you can esign for me. Thanks

Jeff Silvestri | Partner

McDONALD CARANO

D: 702.257.4521 | C: 702.338.6387
E: jsilvestri@mcdonaldcarano.com

From: Shaffner, Paula <PShaffner@STRADLEY.COM>
Sent: Thursday, January 6, 2022 8:51 AM
To: Aimee Creed <acreed@darcomb.com>
Cc: Sparrow, Amy <ASparrow@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton <SThornton@skanemills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: Re: Collins - LFA Motion to Dismiss

Fine with me.

Sent from my iPhone

On Jan 6, 2022, at 11:47 AM, Aimee Creed <acreed@darcomb.com> wrote:

Hi Paula and Jeff –

Please see attached and let me know whether we may affix your electronic signature before filing.

Thank you again,

Aimee

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Aimee Creed <acreed@darcomb.com>
Sent: Wednesday, January 5, 2022 10:12 AM
To: Shaffner, Paula <PShafter@STRADLEY.COM>; Sparrow, Amy <ASparrow@STRADLEY.COM>
Cc: Doty, David <ddoty@stradley.com>; Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton <SThornton@SkaneMills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>; Aimee Creed <acreed@darcomb.com>
Subject: RE: Collins - LFA Motion to Dismiss

Thanks Paula – I appreciate that.

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Shaffner, Paula <PShafter@STRADLEY.COM>
Sent: Wednesday, January 5, 2022 12:44 AM
To: Aimee Creed <acreed@darcomb.com>; Sparrow, Amy <ASparrow@STRADLEY.COM>
Cc: Doty, David <ddoty@stradley.com>; Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton <SThornton@SkaneMills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: RE: Collins - LFA Motion to Dismiss

Hey Aimee. Happy New Year to you as well. Covid seems to have derailed everything these days. No problem on an additional two week extension. Feel better.

[bio](#) | [vcard](#) | [email](#) | [map](#) | [website](#)

Paula Shaffner

Stradley Ronon Stevens & Young, LLP
p: 215.564.8761 | c: 267.408.6677
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2005 Market Street, Suite 2600
Philadelphia, PA 19103-7018

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From: Aimee Creed <acreed@dacambal.com>
Sent: Tuesday, January 4, 2022 12:32 PM
To: Sparrow, Amy <ASparrow@STRADLEY.COM>
Cc: Shaffner, Paula <PShaffner@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton <SThornton@SkaneMills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>; Aimee Creed <acreed@dacambal.com>
Subject: RE: Collins - LFA Motion to Dismiss

Hi Jeff and Amy –

Happy New Year – I hope 2022 has been good for you all so far. I just wanted to touch base on our MTD response. You had previously agreed to an extension through January 14 and we submitted that consent motion to the Court. This deadline may still be ok but I wanted to ask whether you would be receptive to another 2-week extension in the event we need it. Unfortunately, I came down with Covid over the holidays and have been kind of knocked down with it. Separately, several colleagues and clients also tested positive so getting certain things done or the necessary people involved has been difficult. It's been pretty challenging in NYC overall these past few weeks.

Thanks,
Aimee

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Aimee Creed <acreed@dacambal.com>
Sent: Monday, December 13, 2021 10:23 AM
To: Sparrow, Amy <ASparrow@STRADLEY.COM>
Cc: Shaffner, Paula <PShaffner@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton

<SThornton@SkaneMills.com>; Patrice Stephenson-Johnson
<pjohnson@skanemills.com>; Aimee Creed <acreed@dacambal.com>
Subject: RE: Collins - LFA Motion to Dismiss

Hi Amy –

Please see attached. Subject to final formatting by our Nevada counsel, please let me know whether we may sign on behalf of counsel of record for LFA.

Thanks,

Aimee

Aimee L. Creed, Esq.
d'Arcambal, Ousley & Cuyler Burk LLP
Direct dial: (212) 971-3175, ext. 104
Office: (212) 971-3175
Fax: 212-971-3176

From: Sparrow, Amy <ASparrow@STRADLEY.COM>
Sent: Friday, December 10, 2021 7:58 AM
To: Aimee Creed <acreed@dacambal.com>
Cc: Shaffner, Paula <PShaffner@STRADLEY.COM>; Doty, David <ddoty@stradley.com>; Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton <SThornton@SkaneMills.com>; Patrice Stephenson-Johnson <pjohnson@skanemills.com>
Subject: RE: Collins - LFA Motion to Dismiss

Hi Aimee,

LFA will consent to the one-month extension. Please circulate a draft stipulation for the extension.

Best,

Amy

bio | vcard | email | map | website

Amy E. Sparrow
Stradley Ronon Stevens & Young, LLP
p: 484-323-1353 | c: 610.533.6512
f: 610.640.1965

30 Valley Stream Parkway
Malvern, PA 19355-1481

Young, LLP, and may contain information that is confidential or privileged. If you are not the intended recipient, do not read, copy or distribute the e-mail or any attachments. Instead, please notify the sender and delete the e-mail and attachments. Thank you.

From: Aimee Creed <acreed@dacambal.com>
Sent: Thursday, December 9, 2021 9:33 AM

To: Sparrow, Amy <ASparrow@STRADLEY.COM>
Cc: Shaffner, Paula <PShaffner@STRADLEY.COM>; Doty, David <ddoty@stradley.com>;
Jeff Silvestri <jsilvestri@Mcdonaldcarano.com>; Sarai L. Thornton
<SThornton@SkaneMills.com>; Patrice Stephenson-Johnson
<pjohnson@skanemills.com>; Aimee Creed <acreed@darcambal.com>
Subject: Collins - LFA Motion to Dismiss

External Email - Think Before You Click

Hi Amy –

We will need to seek a month's extension on our response to LFA's motion to dismiss, getting us past the holidays. I have our response as presently due December 14. Please let me know if you'd consent to an extension through January 14.

Thanks,
Aimee

Aimee L. Creed, Esq.

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